

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Kansas, is amended by removing Channel 254A and adding Channel 254C2 at Clearwater and by removing Channel 254C1, Rozel.

Federal Communications Commission.

Michael C. Ruger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-31841 Filed 12-30-92; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 92-198; RM-8056]

Radio Broadcasting Services; Larose, LA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Electronics Unlimited, Inc., permittee of Station KMZM-FM, Channel 262A, Larose, Louisiana, substitutes Channel 262C1 for Channel 262A at Larose and modifies Station KMZM-FM's construction permit to specify operation on the higher powered channel. See 57 FR 44354, September 25, 1992. Channel 262C1 can be allotted to Larose in compliance with the Commission's minimum distance separation requirements with a Site restriction of 23.6 kilometers (14.7 miles) south to accommodate Electronics' desired site. The coordinates for Channel 262C1 are 29-22-00 and 90-26-50. With this action, this proceeding is terminated.

EFFECTIVE DATE: February 11, 1993.

FOR FURTHER INFORMATION CONTACT: Pamela Blumenthal, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 92-198, adopted December 2, 1992, and released December 28, 1992. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center, (202) 452-1422, 1990 M Street, NW., suite 640, Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Louisiana, is amended by removing Channel 262A and adding Channel 262C1 at Larose.

Federal Communications Commission.

Michael C. Ruger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-31842 Filed 12-30-92; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 92-215; RM-8063]

Radio Broadcasting Services; Preston, MN

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 276C3 for Channel 276A at Preston, Minnesota, and modifies the license for Station KFIL-FM to specify operation on the new channel in response to a petition filed by KFIL, Inc. See 57 FR 44548, September 28, 1992. The coordinates for Channel 276C3 at Preston are 43-44-38 and 91-54-04. With this action, this proceeding is terminated.

EFFECTIVE DATE: February 28, 1993.

FOR ADDITIONAL INFORMATION CONTACT: Kathleen Schaeferle, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order, MM Docket No. 92-215, adopted December 4, 1992, and released December 28, 1993. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, Downtown Copy Center, 1990 M Street, NW., suite 640, Washington, DC 20036, (202) 452-1422.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by removing Channel 276A and adding Channel 276C3 at Preston.

Federal Communications Commission.

Michael C. Ruger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 92-31843 Filed 12-30-92; 8:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Part 1

[Ost. Docket No. 1; Amdt. 1-251]

Organization and Delegation of Powers and Duties; Redelegations of Authority to the Research and Special Programs Administrator, Federal Highway Administrator, and Federal Railroad Administrator

AGENCY: Office of the Secretary, DOT.

ACTION: Final rule.

SUMMARY: The Secretary of Transportation has redelegated to the Administrator, Research and Special Programs Administration (RSPA); Administrator, Federal Railroad Administration (ERA); and Administrator, Federal Highway Administration (FHWA), certain authority vested in the President by the Oil Pollution Act of 1990 (OPA 90) and delegated to the Secretary by Executive Order (E.O.) No. 12777. Specifically, this rule redelegates authority to the Administrator, RSPA, to issue regulations requiring owners or operators of non-marine transportation facilities to prepare and, in certain cases, submit response plans; it also redelegates to the Administrators of RSPA, FRA and FHWA the authority to review and approve the submitted response plans. The purpose of this rulemaking is to amend a section of 49 CFR part 1 to reflect these redelegations.

EFFECTIVE DATE: December 31, 1992.

FOR FURTHER INFORMATION CONTACT: Mr. Robert A. Monniere, Office of the Chief Counsel, Research and Special Programs Administration, U.S. Department of Transportation, room 8405, 400 Seventh Street, SW., Washington, DC 20590; (202) 366-4346.

Mr. Steven Farbman, Office of the Assistant General Counsel for Regulation and Enforcement, C-50, U.S. Department of Transportation, room 10424, 400 Seventh Street, SW., Washington, DC 20590; (202) 366-9306

SUPPLEMENTARY INFORMATION: In response to several major oil spills, Congress passed OPA 90 (Public Law 101-380, August 18, 1990, 104 Stat. 484) in order to prevent, respond to, and pay for oil and hazardous substance spills. Prevention includes containment. The Secretary received increased authority under OPA 90 and E.O. 12777 (56 FR 54757) to promulgate regulations to protect the environment from oil and hazardous substance spills during transportation by motor vehicle, railroad or pipeline. In a March 11, 1992 final rule (57 FR 8581), the Secretary delegated a portion of this authority to the Commandant, United States Coast Guard; Administrator, Maritime Administration; and Administrator, RSPA. However, the March 11, 1992 delegation did not address the authority under BO. 12777 to require, review, and approve response plans for pipelines, motor carriers, and railroads.

This regulation reflects the redelegation of that authority to the Administrator, RSPA; Administrator, FRA; and Administrator, FHWA. In addition, the March 11, 1992 redelegation did not address the authority under OPA 90 to adjust liability limits for vessels, deepwater ports, pipelines, motor carriers, and railroads. This authority will be delegated at a later date.

Because this rulemaking, which makes changes that are necessary to reflect the delegations under OPA 90 and E.O. 12777, relates to Departmental management, organization, procedure, and practice, notice and comment on it are unnecessary and it may be made effective fewer than thirty days after publication@ the Federal Register. Therefore, this final rule is effective on the date of publication.

List of Subjects in 49 CFR Part 1

Authority delegations, [Government agencies), Organization and functions (Government agencies).

In consideration of the foregoing, part 1 of title 49, Code of Federal Regulations, is amended as follows:

PART 1—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES

1. The authority citation for part 1 continues to read as follows:

Authority: 49 U.S.C. 322.

2. Section 1.48 is amended by adding a new paragraph (jj) to read as follows:

§ 1.48 Delegations to Federal Highway Administrator.

(jj) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of Executive Order 12777 (3 CFR, 1991 Comp; 56 FR 54757), with respect to highway transportation, relating to the approval of means to ensure the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of motor carriers, subject to the Federal Water Pollution Control Act (33 U.S.C. 1321), to operate without approved response plans.

3. Section 1.49 is amended by adding a new paragraph (ii) to read as follows:

§ 1.49 Delegations to Federal Railroad Administrator.

(ii) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of Executive Order 12777 (3 CFR, 1991 Comp; 56 FR 54757), with respect to rail

transportation, relating to the approval of means to ensure the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of railroads, subject to the Federal Water Pollution Control Act (33 U.S.C. 1321) to operate without approved response plans.

4. Section 1.53 is amended by redesignating paragraph (k) as (k)(1) and adding a new paragraph (k)(2) to read as follows:

§ 1.53 Delegations to the Administrator of the Research and Special Programs Administration.

(k)(1) * * *

(2) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of Executive Order 12777 (3 CFR, 1991 Comp; 56 FR 54757) relating to the issuance of regulations requiring the owners or operators of pipelines, motor carriers, and railroads, subject to the Federal Water Pollution Control Act (33 U.S.C. 1321), to prepare and submit response plans. For pipelines subject to the Federal Water Pollution Control Act (33 U.S.C. 1321), this authority includes the approval of means to ensure the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of pipelines to operate without approved response plans.

Issued on: December 24, 1992.

Andrew H. Card, Jr.,

Secretary.

(FR Doc. 92-31815 Filed 12-30-92; 8:45 am)

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SEP 4 1992

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Part '1

[Ost Docket No.1 ; Amdt. 1- 251]

ORGANIZATION AND DELEGATION OF POWERS AND DUTIES.

REDELEGATIONS OF AUTHORITY TO THE RESEARCH AND SPECIAL PROGRAMS ADMINISTRATOR, FEDERAL HIGHWAY ADMINISTRATOR, AND FEDERAL RAILROAD ADMINISTRATOR.

AGENCY: Office of the Secretary, DOT.

ACTION: Final rule.

SUMMARY : The Secretary of Transportation has redelegated to the Administrator, Research and Special Programs Administration (RSPA); Administrator, Federal Railroad Administration (**FRA**); and Administrator, Federal Highway Administration (FHWA), ' certain authority vested in the President by the Oil Pollution Act of 1990 (OPA 90) and delegated to the Secretary by Executive Order (E.O.) No. 12777. Specifically, this rule redelegates authority to the Administrator, RSPA, to issue regulations requiring owners or operators of non-marine transportation facilities to prepare and, in certain cases, submit response plans: it also redelegates to the Administrators of **RSPA**, FRA and FHWA the authority to review and approve the submitted response plans. The purpose of this rulemaking is to amend a section of 49 CFR Part 1 to reflect these redelegations.

EFFECTIVE DATE: (insert date of publication).

FOR FURTHER INFORMATION CONTACT:

Mr. Robert A. Monniere, Office of the Chief Counsel, Research and Special Programs Administration, U.S. Department of Transportation, Room 8405, 400 Seventh Street, SW., Washington, DC 20590; (202) **366-4346**.

Mr. Steven Farbman, Office of the Assistant General Counsel for Regulation and Enforcement, C-50, U.S. Department of Transportation, Room 10424, 400 Seventh Street, SW., Washington, DC 20590; (202) **366-9306**.

SUPPLEMENTARY INFORMATION: In response to several major oil spills, Congress passed OPA 90 (Public Law 101-380, August 18, 1990, 104 Stat. 484) in order to prevent, respond to, and pay for oil and hazardous substance spills. Prevention includes containment. The Secretary received increased authority under OPA 90 and E.O. 12777 (56 FR 54757) to promulgate regulations to protect the environment from oil and hazardous substance spills during transportation by motor vehicle, railroad or pipeline. In a March 11, 1992 final rule (57 FR **8581**), the Secretary delegated a portion of this authority to the Commandant, United States Coast Guard; **Administrator**, Maritime Administration; and Administrator, RSPA. However, the March 11, 1992 delegation did not address the authority under E.O. 12777 to require, review, and approve response plans for pipelines, motor carriers, and railroads.

This regulation reflects the redelegation of that authority to the Administrator, **RSPA**; Administrator, FRA; and Administrator, FHWA. In addition, the March 11, 1992 redelegation did not address the authority under OPA 90 to adjust liability limits for vessels, deepwater **ports**, pipelines, motor carriers, and railroads. This authority will be delegated at a later date.

Because this rulemaking, which makes changes that are necessary to reflect the delegations under OPA 90 and E.O. 12777, relates to Departmental management, organization, procedure, and practice, notice and comment on it are unnecessary and it may be made effective fewer than thirty days after publication in the Federal Register. Therefore, this final rule is effective on the date of publication.

List of Subjects in 49 CFR Part 1

Authority delegations, (Government agencies), Organization and functions (Government agencies).

In consideration of the foregoing, Part 1 of Title 49, Code of Federal Regulations, is amended as follows:

PART 1 -- ORGANIZATION AND DELEGATION OF POWERS AND DUTIES

1. The authority citation for Part 1 continues to read **as** follows:

Authority: 49 U.S.C. 322.

2. **Section** 1.48 is amended by adding a new paragraph (jj) to read as follows:

§ 1.48 **Delegations to Federal Highway Administrator.**

* * * * *

(jj) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of Executive Order 12777 (3 CFR, 1991 Comp; 56 FR **54757**), with respect to highway transportation, relating to the approval of means to ensure the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of motor carriers, subject to the Federal Water Pollution Control Act (33 USC **1321**), to operate without approved response plans.

3. Section 1.49 is amended by adding a new paragraph (ii) to read as follows:

§ 1.49 **Delegations to Federal Railroad Administrator.**

* * * * *

(ii) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of Executive Order 12777 (3 CFR, 1991 Comp; 56 FR 54757), with respect to rail transportation, relating to the approval of means to **ensure** the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of railroads, subject to the Federal Water Pollution Control Act (33 USC 1321) to operate without approved response plans.

4. Section 1.53 is amended by redesignating paragraph (k) as (k)(1) and adding a new paragraph (k)(2) read as follows:

§ 1.53 ~~Delegations~~ to the Administrator of the Research and Special Programs Administration.

* * * * *

(k) (1) * * *

(2) Carry out the functions and exercise the authority delegated to the Secretary in section 2(d)(2) of **Executive** Order 12777 (3 CFR, 1991 Comp; 56 FR 54757) relating to **the** issuance of regulations requiring the owners or operators

of pipelines, motor carriers, and railroads, subject to the Federal Water **Pollution** Control Act (33 USC 1321), to prepare and submit response plans. For pipelines subject to the Federal Water Pollution Control Act (33 USC 1321), this authority includes the approval of means to ensure the availability of private personnel and equipment to remove, to the maximum extent practicable, a worst case discharge, the review and approval of response plans, and the authorization of pipelines to operate without approved response plans.

Issued on: ~~September XX, 1992~~

December 24, 1992

Certified to be a true
copy of the original

Barbara Block
Barbara Block
Certifying Officer

Andrew H. Card, Jr.
Andrew H. Card, Jr.
Secretary